

December 06, 2018



U.S. Department
of Transportation

East Building, PHH-30
1200 New Jersey Avenue S.E.
Washington, D.C. 20590

**Pipeline and Hazardous
Materials Safety Administration**

DOT-SP 20793
(FIRST REVISION)

EXPIRATION DATE: 2019-01-15

(FOR RENEWAL, SEE 49 CFR 107.109)

1. GRANTEE: Sterilmed, Inc.
Plymouth, MN
2. PURPOSE AND LIMITATION:
 - a. This emergency special permit authorizes the transportation in commerce of approximately 750 packages of medical equipment as excepted from the requirements of the Hazardous Materials Regulations without including an itemized count of equipment contained within the package. This special permit provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein. The most recent revision supersedes all previous revisions.
 - b. The safety analyses performed in the development of this special permit only considered the hazards and risks associated with transportation in commerce.
 - c. No party status will be granted to this special permit.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR 172.203(a) in that the special permit number need not be notated on the shipping paper; § 172.301(c) in that the package need not be marked with the special permit number; and § 173.134(b)(12)(ii)(C) in that a standard itemized list without a numerical count is authorized.

Tracking Number: 2018100736

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5. BASIS: This emergency special permit is based on the application of Sterilmed, Inc. dated October 11, 2018 submitted in accordance with § 107.117, the determination that it is necessary to prevent significant injury to persons, and additional information submitted December 5, 2018.

6. HAZARDOUS MATERIALS (49 CFR 172.101):

Hazardous Materials Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Biological substance, Category B	6.2	UN3373	N/A

7. SAFETY CONTROL MEASURES:

a. PACKAGING: Prescribed packaging is as follows:

(1) Primary packaging: A plastic box, meeting the requirements of § 173.134(b)(12)(ii)(A), contained within a watertight plastic bag.

(2) Secondary packaging: A watertight plastic bag meeting the requirements of § 173.134(b)(12)(ii)(B).

(3) Outer packaging: A rigid fiberboard box meeting the requirements of § 173.134(b)(12)(ii)(C).

b. OPERATIONAL CONTROLS:

(1) The approximately 750 packages must have been prepared for transportation prior to December 4, 2018, and be currently held in Canada pending transportation to the United States.

(2) The packages described above must have a sleeve containing the standard itemized list, without a numerical count, as described in Sterilmed, Inc.'s application dated October 11, 2018 and on file with the Office of Hazardous Materials Safety Approvals and Permits Division, attached to each outer package.

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(3) Used medical equipment that the grantee has determined to be a waste may not be transported under the terms of this special permit after that determination has been made.

8. SPECIAL PROVISIONS:

a. A person who is not a holder of this special permit who receives a package covered by this special permit may reoffer it for transportation provided no modification or change is made to the package or its contents and it is reoffered for transportation in conformance with this special permit and the HMR.

b. A current copy of this special permit must be maintained at each facility where the package is offered or reoffered for transportation.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle.

10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each motor vehicle used to transport packages covered by this special permit

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this special permit and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:

- o All terms and conditions prescribed in this special permit and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- o Persons operating under the terms of this special permit must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
- o Registration required by § 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this special permit must receive training on the requirements and conditions of this special permit in addition to the training required by §§ 172.700 through 172.704.

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No person may use or apply this special permit, including display of its number, when this special permit has expired or is otherwise no longer in effect.

Under Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) – "The Hazardous Materials Safety and Security Reauthorization Act of 2005" (Pub. L. 109-59), 119 Stat. 1144 (August 10, 2005), amended the Federal hazardous materials transportation law by changing the term "exemption" to "special permit" and authorizes a special permit to be granted up to two years for new special permits and up to four years for renewals.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this special permit are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR §§ 171.15 - Immediate notice of certain hazardous materials incidents, and 171.16 - Detailed hazardous materials incident reports. In addition, the grantee(s) of this special permit must notify the Associate Administrator for Hazardous Materials Safety, in writing, of any incident involving a package, shipment or operation conducted under terms of this special permit.

Issued in Washington, D.C.:



for William Schoonover
Associate Administrator for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Material Safety Administration, U.S. Department of Transportation, East Building PHH-30, 1200 New Jersey Avenue, Southeast, Washington, D.C. 20590.

Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at http://hazmat.dot.gov/sp_app/special_permits/spec_perm_index.htm. Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: AE/TG